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BAYTREE CAPITAL ASSOCIATES, INC.

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6 **UNITED STATES DISTRICT COURT**  
7 **CENTRAL DISTRICT OF CALIFORNIA**  
8

9 BAYTREE CAPITAL ASSOCIATES,  
10 LLC, derivatively on behalf of,  
11 BROADCASTER, INC.

12 Plaintiff,

13 - against -  
14

15 NOLAN QUAN, MARTIN R. WADE  
16 III, BLAIR MILLS, RICHARD  
17 BERMAN, ANDREW GARRONI,  
18 JASON BRAZELL, ROBERT GOULD,  
19 SANGER ROBINSON, ALCHEMY  
20 COMMUNICATIONS, INC.,  
21 FROSTHAM MARKETING, INC.,  
22 PACIFICON INTERNATIONAL, INC.,  
23 LONGVIEW MEDIA, INC., ACCESS  
24 MEDIA NETWORKS, INC.,  
25 ALCHEMY F/X, INC., INNOVATIVE  
26 NETWORKS, INC., BINARY  
27 SOURCE, INC., BROADCASTER,  
28 LLC, TRANSGLOBAL MEDIA, LLC,  
SOFTWARE PEOPLE, LLC, and  
ACCESS MEDIA TECHNOLOGIES,  
LLC,

Defendants.

- and-

CASE NO. 2:08-cv-2822 CAS(AJWx)

**[PROPOSED] ORDER**

**Date Filed: November 25, 2009**

**Time:**

**Date:**

**Judge: Hon. Christina A. Snyder**

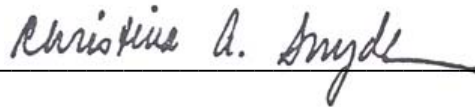
1  
2 BROADCASTER, INC. }

3 Nominal Defendant. }

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6 Having considered the motion by Plaintiff, Baytree Capital Associates, LLC,  
7 for an order pursuant to FRCP 23.1 approving the settlement of this action as set  
8 forth in the settlement agreement executed by all parties on October 30, 2009 and  
9 provided to the Court with the motion for approval, (the "Settlement Agreement"),  
10 and upon all Defendants having joined in that motion for approval, including the  
11 request of Broadcaster, Inc., by way of its Special Litigation Committee, that the  
12 settlement be approved, all parties asserting that the settlement is in the best interests  
13 of Broadcaster, Inc., and its shareholders, and upon all of the papers and  
14 proceedings previously had in this action, and after giving due consideration and  
15 finding good cause therefore;  
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17  
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19 IT IS HEREBY ORDERED that the motion for approval of the settlement is  
20 granted, settlement is approved upon the terms as set forth in the Settlement  
21 Agreement. The Court agrees to retain jurisdiction to enforce the terms of the  
22 Settlement Agreement. The action is, accordingly, dismissed with prejudice as  
23 settled in accordance with the Settlement Agreement.  
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25

26 Dated: November 25, 2009



27  
28 **Hon. Christina A. Snyder**  
JUDGE OF THE UNITED STATES DISTRICT  
COURT